

EXHIBIT 1

1

1 IN THE UNITED STATES DISTRICT COURT

2 IN AND FOR THE DISTRICT OF DELAWARE

3 - - -
4 IN RE: '318 PATENT :
INFRINGEMENT LITIGATION, : CIVIL ACTION

: NO

05-356 (KAJ)

5
(Consolidated)

6
Wilmington, Delaware
7 Monday, May 15, 2006 at 4:35 o'clock, p m.
TELEPHONE CONFERENCE
8
- - -

9
10 BEFORE: HONORABLE KENT A JORDAN, U.S.D.C.J

11 APPEARANCES:

12 ASHBY & GEDDES
13 BY: STEVEN J BALICK, ESQ.

14 -and-

15 COVINGTON & BURLING
16 BY: GEORGE F PAPPAS, ESQ.,
CHRISTOPHER N SIPES, ESQ , and
17 KURT G CALIA, ESQ
(Washington, District of Columbia)

18 -and-

19 JOHNSON & JOHNSON
20 OFFICE OF THE GENERAL COUNSEL
21 BY: STEVEN P BERMAN, ESQ
(New Brunswick, New Jersey)

22 Counsel for Janssen Pharmaceutica
23 N.V , Janssen, L.P and Synaptech Inc

24
25 Brian P. Gaffigan
Registered Merit Reporter

1 getting Ms Jascott in June

2 THE COURT: All right

3 MR. PAPPAS: Those are the facts, irrespective
4 of -- I'm not ascribing motive or any intent by the parties,
5 but the fact of the matter is that is where we find
6 ourselves That's why I'm alerting the Court to the fact
7 that we may be issuing additional notices and we simply may
8 not be able to get everything scheduled by June 30th

9 THE COURT: Well, for planning purposes, I hope
10 you're still working on June 30th because I'm not moving
11 that date right now I'm not anticipating that folks
12 working together can't make it happen I understand this
13 puts pressure on but I'm acutely aware of a couple things:

14 First, that there are business imperatives that
15 drive behavior that are far beyond my pay grade I'm not
16 suggesting that you're doing anything here for strategic
17 purposes, don't get me wrong. but I am suggesting that when
18 the folks on the defense side say, hey, we have business
19 issues that make scheduling here important to us, I take
20 that seriously It's not an overriding or a factor that all
21 by itself rules the day. but I'm not unmindful of what goes
22 on in these ANDA cases.

23 Second, and very importantly, it's something I
24 hope everybody on this call is going to keep in mind. It is
25 not a simple matter to move these dates around because as